## SUPREME COURT OF WASHINGTON

DAVID T. MCDONALD, ET AL.,

Petitioners,

V.

SECRETARY OF STATE SAM REED, ET AL,

Respondents.

NO.

DECLARATION OF RICARDO S DJAEN IN SUPPORT OF PETITION FOR WRIT OF MANDAMUS

- I, Ricardo S. DJAEN, declare under penalty of perjury of the laws of the State of Washington that the following is true and correct:
- 1. I am over the age of 18, am competent to be a witness herein, and make this declaration based on my own personal knowledge.
  - 2. I have voted regularly and continuously since becoming eligible.

DECLARATION OF RICARDO S DJAEN IN SUPPORT OF PETITION FOR WRIT OF MANDAMUS - 1

[/DeJean Dec]

Perkins Coie LLP 1201 Third Avenue, Suite 4800 Seattle, Washington 98101-3099 Phone: (206) 359-8000 Fax: (206) 359-9000

- 3. I am a registered voter in King County, and because I travel for business, I requested and received an absentee ballot. I filled out, signed, and mailed my ballot in time for it to be received by King County for the November 2, 2004 election.
- 4. I was out of the country until November 17, 2004, as evidenced by my plane tickets. Attached hereto as exhibit A are correct copies of my plane tickets and receipt. Upon arriving home at approximately noon on November 17, I found a notice from the King County Election's office. Attached hereto as exhibit B are correct copies of the letter I received from King County and my voter's registration card. The notice stated:

  King County Elections is in the ongoing process of maintaining our voter registration files. Part of the process is to compare the signature on your registration file against how you sign when you vote. In order to ensure your vote is counted, it is necessary to have your current signature. Please sign and print your name in the spaces below and return this letter to us in the enclosed envelope by November 16, 2004. Thank you.
- 5. Immediately after reading the notice on November 17, I called the King County Elections office to ascertain what had happened. A King County Elections worker informed me that it was too late to remedy the situation and have my vote counted. The worker informed me that the deadline to fix my signature was the close of business, the day before I called (November 16, 2004).
- 6. I am not entirely sure why my signature did not match. I normally sign in a manner that renders my name illegible, however I wanted to ensure the election workers could read the signature on my absentee ballot. Thus, I inscribed my name in a manner rendering it legible. This difference may have been why my signature didn't match.
- 7. I want my vote to be counted. Because I was overseas until November 17, 2004, there was no way for me to remedy my signature by close of business on the 16<sup>th</sup>.

DECLARATION OF RICARDO S DJAEN IN SUPPORT OF PETITION FOR WRIT OF MANDAMUS - 2

[/DeJean Dec]

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 Had King County accepted signature forms on the 17<sup>th</sup>, I would have been able to ensure that my vote was counted.

8. I was the person who signed my absentee ballot oath on the envelope.

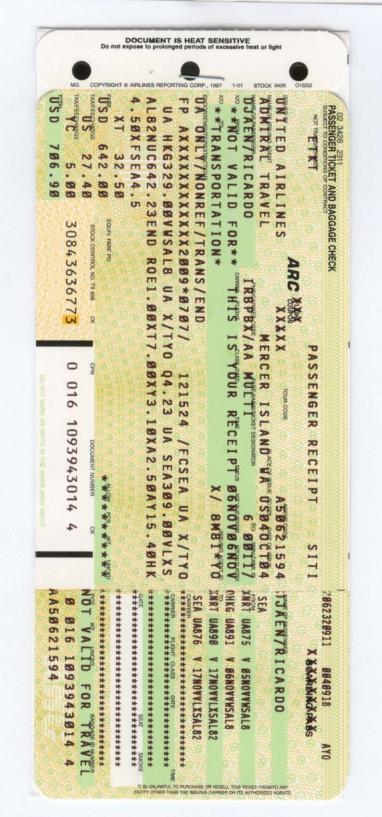
DATED this \_\_\_\_ day of December, 2004 in \_\_\_

Ricardo S. DIAEN

DECLARATION OF RICARDO S DJAEN IN SUPPORT OF PETITION FOR WRIT OF MANDAMUS - 3

[/DeJean Dec]

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RICARDO S DJAEN 3055 80TH AVE SE 202 MERCER ISLAND WA 98040-2955 04086 TIÐIG-3\*\*OTUA\*\*\*\*\*\*\*\*\*

**JATI920H** 

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SCH 2001 **MATER** anr COUNTEGUNGIL THE VOTER NAMED BELOW IS ELIGIBLE TO VOTE IN THE DISTRICTS LISTED:

N-141-0/97
| ISSUE DATE:
Per your request, an Absentee
Ballot will be mailed to you. 07/07/2003

TA STOV PRECINCT:

7670-14 I-M **И.S.A. VOTER REGISTRATION** KING COUNTY, STATE OF WASHINGTON,



## ADMIRAL

2701 76TH AVENUE SE • MERCER ISLAND, WA 98040 (206) 232-7600 • (800) 759-7660 • FAX (206) 236-1419

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TO: RICARDO DJAEN
IMPAK, INCORPORATED
3055 80TH AVENUE SE

MERCER ISLAND, WA 98040

FOR: DJAEN/RICARDO

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			TOTAL CC BILLING	THE STREET STREET, MAN AND THE STREET,	766.90

TOTAL AMOUNT DUE



## **King County**

Department of Executive Services Records, Elections and Licensing Services Division

## **Mail Ballot Section**

King County Administration Building 500 4<sup>th</sup> Avenue, Rm. 553 Seattle, WA 98104-2337 206-296-8683

RICARDO S DJAEN 3055 80TH AVE SE 202 MERCER ISLAND, WA 98040

Dear RICARDO S DJAEN,

King County Elections is in the ongoing process of maintaining our voter registration files.

Part of the process is to compare the signature on your registration file against how you sign when you vote. In order to ensure your vote is counted, it is necessary to have your current signature.

Please sign and print your name in the spaces below and return this letter to us in the enclosed envelope by November 16, 2004. Thank you.

	806141		
PRINT – Registered Name	AV ID #		
Signature	DATE OF BIRTH		